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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)

Federal Communications Commission
Office of Secretary

)
)
Amendment of Section 73.202(b),
FM Table of Allotments
For FM Broadcast Stations.)
)
)

MB Docket No. _____
RM- _____

(Vernon Center and Eagle Lake, Minnesota))

To: Secretary, to forward to Assistant Chief (Allocations), Audio Division

PETITION FOR RULEMAKING

Radioactive, LLC ("Radioactive"), the holder, pursuant to the winning bid in Auction No. 37, of a construction permit to build a new FM station on Channel 231A, Vernon Center, Minnesota, FCC File No. BNPH-20050103ACJ (Facility ID No. 164248) (the "Permit"), by its attorneys and pursuant to Section 1.420(i) of the Commission's Rules, hereby respectfully petitions the Commission to: (a) modify the Commission's Table of Allotments for FM Broadcast Stations (Section 73.202 of the Commission's Rules) to (i) delete Channel 231A from Vernon Center, Minnesota, and (ii) add Channel 231A to Eagle Lake, Minnesota; and (b) modify the Permit to specify operation on Channel 231A at Eagle Lake, Minnesota, in lieu of operation on Channel 231A at Vernon Center, Minnesota (collectively, the "Proposal").

In reviewing a proposed change to the FM Table of Allotments, the Commission considers whether the proposal would serve one or more of the

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Commission's four allotment priorities. 1/ Here, grant of the Proposal would satisfy the third allotment priority by authorizing a first local aural transmission service at Eagle Lake, Minnesota.

Commission precedent holds that a community that is a Census-designated place or that is incorporated presumptively qualifies as a community for allotment purposes and thereby merits its own local transmission service. 2/ Eagle Lake meets this qualification: Eagle Lake has been designated as an incorporated place in the 2000 Census. 3/

Eagle Lake's other characteristics likewise demonstrate that it deserves its own local transmission service. Eagle Lake, which had a 2000 Census population of 1,787 persons, is governed by a mayor and a city council and employs a City Administrator and Deputy Clerk. 4/ The city provides its residents with public services such as water and sewer, and the city has its own police department and volunteer fire department. 5/ Eagle Lake has its own zip code (56024) and post

1/ See *Parker & Port St. Joe R&O*, 11 FCC Rcd 1095, 1095 (¶ 4) (1996). The four allotment priorities are: (i) one full-time aural reception service to a community; (ii) a second full-time aural reception service to a community; (iii) one local transmission service to a community; or (iv) other public interest factors. *Id.* The second and third criteria have equal priority.

2/ See e.g., *Cleveland and Ebenezer, Mississippi*, 10 FCC Rcd 8807 at ¶ 6 (Allocations Br. 1995) ("The Commission's long standing policy is to allot channels to communities composed of geographically identifiable population groupings. This requirement is generally satisfied if the community is either incorporated or listed in the U.S. Census."); *Reydon, Oklahoma*, 18 FCC Rcd 3222 at ¶ 2 (Ass't Chief, Audio Div., released Mar. 4, 2003).

3/ See U.S. Census Bureau, Census 2000, <http://censtats.census.gov/data/MN/1602717378.pdf> (copy at Exhibit 1).

4/ See Exhibit 1 and the Eagle Lake website at <http://eaglelake.govoffice.com> (copy at Exhibit 2).

5/ See Exhibit 2.

office. 6/ Eagle Lake Elementary School (part of the Mankato Area Public School system) is located within the community. 7/ The community spirit of Eagle Lake is exemplified by the Eagle Lake School Song, which is published on the school website. 8/

Eagle Lake has a plethora of local businesses that serve its residents' needs (including a number of which include "Eagle Lake" in their names, such as Eagle Lake Family Dentistry, Eagle Lake Fitness Center, and Eagle Lake Tax Services). 9/ In addition, there are civic groups, such as the American Legion, and at least three churches in Eagle Lake. 10/

Under Commission precedent, the presence of these civic, social, and business organizations confirm that Eagle Lake is a community deserving of its own aural transmission service and that the Proposal would further the public interest in the fair, efficient and equitable distribution of radio services.

Finally, while the principal community contour of a station operating on the proposed allotment at maximum facilities from the proposed reference coordinates would encompass a majority of the Mankato Urbanized Area with a

6/ See United States Postal Service website at <http://zip4.usps.com> and <http://switchboard.com> (copies at Exhibit 3).

7/ See Eagle Lake Elementary School homepage at <http://www.isd77.k12.mn.us/schools/eagle/eagle.html> (copy at Exhibit 4).

8/ See *id.*

9/ See Reference USA listing for Eagle Lake and selected pages from Yahoo Yellow Pages (copies at Exhibit 5).

10/ See *id.*

70 dBu contour, 11/ a “*Tuck*” analysis is not required here because the Permit is not constructed. 12/ Moreover, as set forth in the Technical Exhibit at Exhibit 6, a facility currently could serve Vernon Center on Channel 231A with the requisite community of license coverage while also placing a 70 dBu contour over a majority of the Mankato Urbanized Area, also obviating the need for a *Tuck* analysis. 13/ Furthermore, the Proposal would not result in a loss of existing local aural transmission service or aural reception services to Vernon Center, the current community to which the construction permit for the Permit is assigned, since the Permit is not constructed. 14/

The Technical Exhibit at Exhibit 6 demonstrates that the Proposal is consistent with the Commission’s technical rules. A statement from Radioactive affirming that it will apply for the allotment if changed as proposed also is attached.

11/ See Exhibit 6 (Technical Exhibit).

12/ See *Nantucket, East Harwich, and South Chatham, Massachusetts*, DA05-414, at ¶ 5 (Ass’t Chief, Audio Div., released Feb. 18, 2005) (“*Tuck* applies only to a proposed relocation of an *existing* station”) (emphasis added). In addition, as set forth in the Technical Exhibit, a facility currently could serve Vernon Center on Channel 231A with the requisite community of license coverage while also placing a 70 dBu contour over a majority of the Mankato urbanized area, also obviating the need for a *Tuck* analysis. See, e.g., *Greeley and Broomfield, Colorado*, 15 FCC Rcd 9419 at ¶ 2 (Chief, Allocations Br. 2000) (no *Tuck* analysis required when 70 dBu contour already placed over majority of urbanized area).

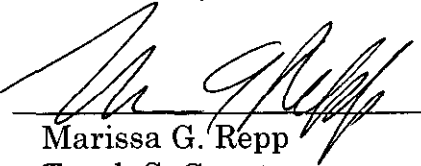
13/ See, e.g., *Greeley and Broomfield, Colorado*, 15 FCC Rcd 9419 at ¶ 2 (Chief, Allocations Br. 2000) (no *Tuck* analysis required when 70 dBu contour already placed over majority of urbanized area).

14/ See, e.g., *Chatom and Grove Hill, Alabama*, 12 FCC Rcd 7664 (Chief, Allocations Br. 1997) (the relocation of an unconstructed station does not present the concerns with loss of service represented by the removal of an operating station as it does not constitute a service that the public has become reliant upon); see also *Bagdad and Chino Valley, Arizona*, 11 FCC Rcd 523 (Chief, Allocations Br. 1995) (permitting a change of community of license for an unconstructed permit, without taking into consideration loss of service in Bagdad). In any event, as set forth in the Technical Exhibit, Vernon Center would continue to be well served by 28 aural reception services.

For the foregoing reasons, the Commission should issue a Notice of Proposed Rule Making to adopt the Proposal, and approve the proposed modification of the FM Table of Allotments and the Permit pursuant to Section 1.420(i) of the Commission's Rules. Expedited action on this request, which involves an unconstructed permit, is requested, so that new service to Eagle Lake may be promptly instituted.

Respectfully submitted,

RADIOACTIVE, LLC

By: 
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Tarah S. Grant

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(202) 637-5600

Its Attorneys


April 6, 2005

DECLARATION

I, Benjamin L. Homel, declare as follows:

- 1. I am President and Member of Radioactive, LLC ("Radioactive").**
- 2. Radioactive intends to apply for a construction permit for Channel 231A at Eagle Lake, Minnesota, upon adoption of the proposed rulemaking amending Section 73.202, Table of Allotments, FM Broadcast Stations (Vernon Center and Eagle Lake, Minnesota).**
- 3. If awarded the construction permit for Channel 231A at Eagle Lake, Minnesota, Radioactive will promptly construct and operate such facilities.**

I hereby declare under penalty of perjury that the statements made in this declaration are true and accurate to the best of my knowledge, information and belief.



Benjamin L. Homel

Executed this 5th day of April, 2005.

EXHIBIT 1
(U.S. Census Bureau)

Table DP-1. Profile of General Demographic Characteristics: 2000

Geographic Area: Eagle Lake city, Minnesota

[For information on confidentiality protection, nonsampling error, and definitions, see text]

| Subject | Number | Percent | Subject | Number | Percent |
|---|--------------|--------------|--|--------------|--------------|
| Total population..... | 1,787 | 100.0 | HISPANIC OR LATINO AND RACE | | |
| SEX AND AGE | | | Total population..... | 1,787 | 100.0 |
| Male..... | 914 | 51.1 | Hispanic or Latino (of any race)..... | 25 | 1.4 |
| Female..... | 873 | 48.9 | Mexican..... | 19 | 1.1 |
| Under 5 years..... | 165 | 9.2 | Puerto Rican..... | - | - |
| 5 to 9 years..... | 156 | 8.7 | Cuban..... | - | - |
| 10 to 14 years..... | 155 | 8.7 | Other Hispanic or Latino..... | 6 | 0.3 |
| 15 to 19 years..... | 146 | 8.2 | Not Hispanic or Latino..... | 1,762 | 98.6 |
| 20 to 24 years..... | 118 | 6.6 | White alone..... | 1,722 | 96.4 |
| 25 to 34 years..... | 285 | 15.9 | | | |
| 35 to 44 years..... | 342 | 19.1 | RELATIONSHIP | | |
| 45 to 54 years..... | 223 | 12.5 | Total population..... | 1,787 | 100.0 |
| 55 to 59 years..... | 70 | 3.9 | In households..... | 1,787 | 100.0 |
| 60 to 64 years..... | 47 | 2.6 | Householder..... | 651 | 36.4 |
| 65 to 74 years..... | 50 | 2.8 | Spouse..... | 378 | 21.2 |
| 75 to 84 years..... | 25 | 1.4 | Child..... | 645 | 36.1 |
| 85 years and over..... | 5 | 0.3 | Own child under 18 years..... | 547 | 30.6 |
| Median age (years)..... | 30.5 | (X) | Other relatives..... | 22 | 1.2 |
| 18 years and over..... | 1,219 | 68.2 | Under 18 years..... | 9 | 0.5 |
| Male..... | 599 | 33.5 | Nonrelatives..... | 91 | 5.1 |
| Female..... | 620 | 34.7 | Unmarried partner..... | 50 | 2.8 |
| 21 years and over..... | 1,150 | 64.4 | In group quarters..... | - | - |
| 62 years and over..... | 104 | 5.8 | Institutionalized population..... | - | - |
| 65 years and over..... | 80 | 4.5 | Noninstitutionalized population..... | - | - |
| Male..... | 38 | 2.1 | | | |
| Female..... | 42 | 2.4 | HOUSEHOLD BY TYPE | | |
| RACE | | | Total households..... | 651 | 100.0 |
| One race..... | 1,768 | 98.9 | Family households (families)..... | 482 | 74.0 |
| White..... | 1,733 | 97.0 | With own children under 18 years..... | 299 | 45.9 |
| Black or African American..... | 12 | 0.7 | Married-couple family..... | 378 | 58.1 |
| American Indian and Alaska Native..... | 4 | 0.2 | With own children under 18 years..... | 217 | 33.3 |
| Asian..... | 10 | 0.6 | Female householder, no husband present..... | 75 | 11.5 |
| Asian Indian..... | 1 | 0.1 | With own children under 18 years..... | 63 | 9.7 |
| Chinese..... | - | - | Nonfamily households..... | 169 | 26.0 |
| Filipino..... | - | - | Householder living alone..... | 126 | 19.4 |
| Japanese..... | - | - | Householder 65 years and over..... | 21 | 3.2 |
| Korean..... | 5 | 0.3 | Households with individuals under 18 years..... | 310 | 47.6 |
| Vietnamese..... | - | - | Households with individuals 65 years and over..... | 57 | 8.8 |
| Other Asian ¹ | 4 | 0.2 | Average household size..... | 2.75 | (X) |
| Native Hawaiian and Other Pacific Islander..... | - | - | Average family size..... | 3.17 | (X) |
| Native Hawaiian..... | - | - | HOUSING OCCUPANCY | | |
| Guamanian or Chamorro..... | - | - | Total housing units..... | 663 | 100.0 |
| Samoan..... | - | - | Occupied housing units..... | 651 | 98.2 |
| Other Pacific Islander ² | - | - | Vacant housing units..... | 12 | 1.8 |
| Some other race..... | 9 | 0.5 | For seasonal, recreational, or occasional use..... | 1 | 0.2 |
| Two or more races..... | 19 | 1.1 | Homeowner vacancy rate (percent)..... | 0.5 | (X) |
| Race alone or in combination with one or more other races:³ | | | Rental vacancy rate (percent)..... | 4.6 | (X) |
| White..... | 1,752 | 98.0 | HOUSING TENURE | | |
| Black or African American..... | 17 | 1.0 | Occupied housing units..... | 651 | 100.0 |
| American Indian and Alaska Native..... | 10 | 0.6 | Owner-occupied housing units..... | 548 | 84.2 |
| Asian..... | 17 | 1.0 | Renter-occupied housing units..... | 103 | 15.8 |
| Native Hawaiian and Other Pacific Islander..... | 1 | 0.1 | Average household size of owner-occupied units..... | 2.82 | (X) |
| Some other race..... | 9 | 0.5 | Average household size of renter-occupied units..... | 2.37 | (X) |

- Represents zero or rounds to zero. (X) Not applicable.

¹ Other Asian alone, or two or more Asian categories.

² Other Pacific Islander alone, or two or more Native Hawaiian and Other Pacific Islander categories.

³ In combination with one or more of the other races listed. The six numbers may add to more than the total population and the six percentages may add to more than 100 percent because individuals may report more than one race.

Source: U.S. Census Bureau, Census 2000.

Table DP-2. Profile of Selected Social Characteristics: 2000

Geographic area: Eagle Lake city, Minnesota

[Data based on a sample. For information on confidentiality protection, sampling error, nonsampling error, and definitions, see text]

| Subject | Number | Percent | Subject | Number | Percent |
|---|--------|---------|---|--------|---------|
| SCHOOL ENROLLMENT | | | NATIVITY AND PLACE OF BIRTH | | |
| Population 3 years and over enrolled in school | 524 | 100.0 | Total population | 1,779 | 100.0 |
| Nursery school, preschool | 55 | 10.5 | Native | 1,722 | 96.8 |
| Kindergarten | 26 | 5.0 | Born in United States | 1,716 | 96.5 |
| Elementary school (grades 1-8) | 243 | 46.4 | State of residence | 1,392 | 78.2 |
| High school (grades 9-12) | 119 | 22.7 | Different state | 324 | 18.2 |
| College or graduate school | 81 | 15.5 | Born outside United States | 6 | 0.3 |
| | | | Foreign born | 57 | 3.2 |
| EDUCATIONAL ATTAINMENT | | | Entered 1990 to March 2000 | 43 | 2.4 |
| Population 25 years and over | 1,039 | 100.0 | Naturalized citizen | 23 | 1.3 |
| Less than 9th grade | 38 | 3.7 | Not a citizen | 34 | 1.9 |
| 9th to 12th grade, no diploma | 61 | 5.9 | | | |
| High school graduate (includes equivalency) | 330 | 31.8 | REGION OF BIRTH OF FOREIGN BORN | | |
| Some college, no degree | 268 | 25.8 | Total (excluding born at sea) | 57 | 100.0 |
| Associate degree | 69 | 6.6 | Europe | 4 | 7.0 |
| Bachelor's degree | 235 | 22.6 | Asia | 24 | 42.1 |
| Graduate or professional degree | 38 | 3.7 | Africa | 13 | 22.8 |
| | | | Oceania | - | - |
| Percent high school graduate or higher | 90.5 | (X) | Latin America | 14 | 24.6 |
| Percent bachelor's degree or higher | 26.3 | (X) | Northern America | 2 | 3.5 |
| | | | | | |
| MARITAL STATUS | | | LANGUAGE SPOKEN AT HOME | | |
| Population 15 years and over | 1,317 | 100.0 | Population 5 years and over | 1,615 | 100.0 |
| Never married | 350 | 26.6 | English only | 1,544 | 95.6 |
| Now married, except separated | 808 | 61.4 | Language other than English | 71 | 4.4 |
| Separated | 16 | 1.2 | Speak English less than "very well" | 38 | 2.4 |
| Widowed | 32 | 2.4 | Spanish | 40 | 2.5 |
| Female | 24 | 1.8 | Speak English less than "very well" | 20 | 1.2 |
| Divorced | 111 | 8.4 | Other Indo-European languages | 4 | 0.2 |
| Female | 68 | 5.2 | Speak English less than "very well" | - | - |
| | | | Asian and Pacific Island languages | 14 | 0.9 |
| | | | Speak English less than "very well" | 5 | 0.3 |
| GRANDPARENTS AS CAREGIVERS | | | | | |
| Grandparent living in household with one or more own grandchildren under 18 years | 16 | 100.0 | ANCESTRY (single or multiple) | | |
| Grandparent responsible for grandchildren | 9 | 56.3 | Total population | 1,779 | 100.0 |
| | | | Total ancestries reported | 2,143 | 120.5 |
| VETERAN STATUS | | | Arab | 2 | 0.1 |
| Civilian population 18 years and over .. | 1,221 | 100.0 | Czech ¹ | 16 | 0.9 |
| Civilian veterans | 169 | 13.8 | Danish | 39 | 2.2 |
| | | | Dutch | 31 | 1.7 |
| DISABILITY STATUS OF THE CIVILIAN NONINSTITUTIONALIZED POPULATION | | | English | 76 | 4.3 |
| Population 5 to 20 years | 450 | 100.0 | French (except Basque) ¹ | 60 | 3.4 |
| With a disability | 29 | 6.4 | French Canadian ¹ | 24 | 1.3 |
| Population 21 to 64 years | 1,072 | 100.0 | German | 971 | 54.6 |
| With a disability | 101 | 9.4 | Greek | 6 | 0.3 |
| Percent employed | 65.3 | (X) | Hungarian | 2 | 0.1 |
| No disability | 971 | 90.6 | Irish ¹ | 153 | 8.6 |
| Percent employed | 89.9 | (X) | Italian | 19 | 1.1 |
| Population 65 years and over | 91 | 100.0 | Lithuanian | - | - |
| With a disability | 29 | 31.9 | Norwegian | 347 | 19.5 |
| | | | Polish | 52 | 2.9 |
| RESIDENCE IN 1995 | | | Portuguese | - | - |
| Population 5 years and over | 1,615 | 100.0 | Russian | 1 | 0.1 |
| Same house in 1995 | 906 | 56.1 | Scotch-Irish | 5 | 0.3 |
| Different house in the U.S. in 1995 | 675 | 41.8 | Scottish | 2 | 0.1 |
| Same county | 368 | 22.8 | Slovak | - | - |
| Different county | 307 | 19.0 | Subsaharan African | 19 | 1.1 |
| Same state | 191 | 11.8 | Swedish | 93 | 5.2 |
| Different state | 116 | 7.2 | Swiss | 12 | 0.7 |
| Elsewhere in 1995 | 34 | 2.1 | Ukrainian | - | - |
| | | | United States or American | 70 | 3.9 |
| | | | Welsh | 3 | 0.2 |
| | | | West Indian (excluding Hispanic groups) | - | - |
| | | | Other ancestries | 140 | 7.9 |

-Represents zero or rounds to zero. (X) Not applicable.

¹The data represent a combination of two ancestries shown separately in Summary File 3. Czech includes Czechoslovakian. French includes Alsatian. French Canadian includes Acadian/Cajun. Irish includes Celtic.

Source: U.S. Bureau of the Census, Census 2000.

[Data based on a sample. For information on confidentiality protection, sampling error, nonsampling error, and definitions, see text]

Source: U.S. Bureau of the Census, Census 2000.

Table DP-4. Profile of Selected Housing Characteristics: 2000

Geographic area: Eagle Lake city, Minnesota

[Data based on a sample. For information on confidentiality protection, sampling error, nonsampling error, and definitions, see text]

| Subject | Number | Percent | Subject | Number | Percent |
|--|------------|--------------|--|------------|--------------|
| Total housing units | 662 | 100.0 | OCCUPANTS PER ROOM | | |
| UNITS IN STRUCTURE | | | Occupied housing units | 652 | 100.0 |
| 1-unit, detached | 449 | 67.8 | 1.00 or less | 640 | 98.2 |
| 1-unit, attached | 8 | 1.2 | 1.01 to 1.50 | 10 | 1.5 |
| 2 units | 10 | 1.5 | 1.51 or more | 2 | 0.3 |
| 3 or 4 units | 28 | 4.2 | | | |
| 5 to 9 units | 34 | 5.1 | Specified owner-occupied units | 400 | 100.0 |
| 10 to 19 units | 3 | 0.5 | | | |
| 20 or more units | 3 | 0.5 | VALUE | | |
| Mobile home | 127 | 19.2 | Less than \$50,000 | 16 | 4.0 |
| Boat, RV, van, etc | - | - | \$50,000 to \$99,999 | 140 | 35.0 |
| | | | \$100,000 to \$149,999 | 176 | 44.0 |
| | | | \$150,000 to \$199,999 | 62 | 15.5 |
| | | | \$200,000 to \$299,999 | 2 | 0.5 |
| YEAR STRUCTURE BUILT | | | \$300,000 to \$499,999 | 4 | 1.0 |
| 1999 to March 2000 | 32 | 4.8 | \$500,000 to \$999,999 | - | - |
| 1995 to 1998 | 52 | 7.9 | \$1,000,000 or more | - | - |
| 1990 to 1994 | 46 | 6.9 | Median (dollars) | 110,200 | (X) |
| 1980 to 1989 | 126 | 19.0 | | | |
| 1970 to 1979 | 223 | 33.7 | MORTGAGE STATUS AND SELECTED | | |
| 1960 to 1969 | 54 | 8.2 | MONTHLY OWNER COSTS | | |
| 1940 to 1959 | 55 | 8.3 | With a mortgage | 347 | 86.8 |
| 1939 or earlier | 74 | 11.2 | Less than \$300 | 4 | 1.0 |
| | | | \$300 to \$499 | 24 | 6.0 |
| ROOMS | | | \$500 to \$699 | 55 | 13.8 |
| 1 room | 5 | 0.8 | \$700 to \$999 | 144 | 36.0 |
| 2 rooms | 20 | 3.0 | \$1,000 to \$1,499 | 99 | 24.8 |
| 3 rooms | 54 | 8.2 | \$1,500 to \$1,999 | 21 | 5.3 |
| 4 rooms | 62 | 9.4 | \$2,000 or more | - | - |
| 5 rooms | 130 | 19.6 | Median (dollars) | 903 | (X) |
| 6 rooms | 106 | 16.0 | Not mortgaged | 53 | 13.3 |
| 7 rooms | 79 | 11.9 | Median (dollars) | 227 | (X) |
| 8 rooms | 104 | 15.7 | | | |
| 9 or more rooms | 102 | 15.4 | SELECTED MONTHLY OWNER COSTS | | |
| Median (rooms) | 6.1 | (X) | AS A PERCENTAGE OF HOUSEHOLD | | |
| | | | INCOME IN 1999 | | |
| Occupied housing units | 652 | 100.0 | Less than 15.0 percent | 139 | 34.8 |
| YEAR HOUSEHOLDER MOVED INTO UNIT | | | 15.0 to 19.9 percent | 80 | 20.0 |
| 1999 to March 2000 | 155 | 23.8 | 20.0 to 24.9 percent | 80 | 20.0 |
| 1995 to 1998 | 193 | 29.6 | 25.0 to 29.9 percent | 40 | 10.0 |
| 1990 to 1994 | 103 | 15.8 | 30.0 to 34.9 percent | 18 | 4.5 |
| 1980 to 1989 | 88 | 13.5 | 35.0 percent or more | 39 | 9.8 |
| 1970 to 1979 | 65 | 10.0 | Not computed | 4 | 1.0 |
| 1969 or earlier | 48 | 7.4 | | | |
| | | | Specified renter-occupied units | 103 | 100.0 |
| VEHICLES AVAILABLE | | | | | |
| None | 19 | 2.9 | GROSS RENT | | |
| 1 | 198 | 30.4 | Less than \$200 | 7 | 6.8 |
| 2 | 310 | 47.5 | \$200 to \$299 | 9 | 8.7 |
| 3 or more | 125 | 19.2 | \$300 to \$499 | 40 | 38.8 |
| | | | \$500 to \$749 | 40 | 38.8 |
| HOUSE HEATING FUEL | | | \$750 to \$999 | 2 | 1.9 |
| Utility gas | 578 | 88.7 | \$1,000 to \$1,499 | - | - |
| Bottled, tank, or LP gas | 17 | 2.6 | \$1,500 or more | - | - |
| Electricity | 55 | 8.4 | No cash rent | 5 | 4.9 |
| Fuel oil, kerosene, etc | 2 | 0.3 | Median (dollars) | 456 | (X) |
| Coal or coke | - | - | | | |
| Wood | - | - | GROSS RENT AS A PERCENTAGE OF | | |
| Solar energy | - | - | HOUSEHOLD INCOME IN 1999 | | |
| Other fuel | - | - | Less than 15.0 percent | 23 | 22.3 |
| No fuel used | - | - | 15.0 to 19.9 percent | 21 | 20.4 |
| | | | 20.0 to 24.9 percent | 11 | 10.7 |
| SELECTED CHARACTERISTICS | | | 25.0 to 29.9 percent | 7 | 6.8 |
| Lacking complete plumbing facilities | - | - | 30.0 to 34.9 percent | 10 | 9.7 |
| Lacking complete kitchen facilities | - | - | 35.0 percent or more | 23 | 22.3 |
| No telephone service | 6 | 0.9 | Not computed | 8 | 7.8 |

-Represents zero or rounds to zero. (X) Not applicable.

Source: U.S. Bureau of the Census, Census 2000.

EXHIBIT 2
(Eagle Lake Website)

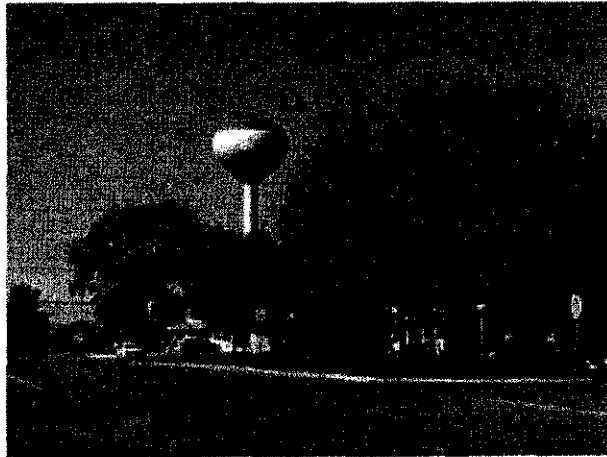
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Deputy Clerk
101 Plainview St., Box 159
Eagle Lake, MN 56024
(507) 257-3218
Fax: (507) 257-3220

City Council
City Departments
Administration
Police Department
Fire Department
Water Department
Sewer Department
Parks Department
Street Department
City History
Maps

Welcome to

Eagle Lake, MN 56024

Police Department

Phillip Wills
Police Chief
102 N. 3rd St.
Eagle Lake, MN 56024
(507) 257-3110
Fax: (507) 257-3220

Jeff Walania
Police Officer
102 N. 3rd St.
Eagle Lake, MN 56024
(507) 257-3110
Fax: (507) 257-3220

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Street Department
Parks Department
Water Department
Sewer Department
Police Department
Fire Department

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Rick Reinbold
Fire Chief
101 Plainview St., Box 159
Eagle Lake, MN 56024
(507) 257-3218
Fax: (507) 257-3220

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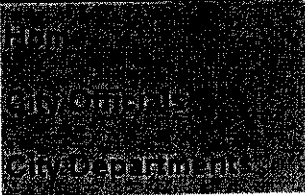
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Welcome to

Eagle Lake, MN 56024



Administration

Street Department

Parks Department

Water Department

Sewer Department

Police Department

Fire Department

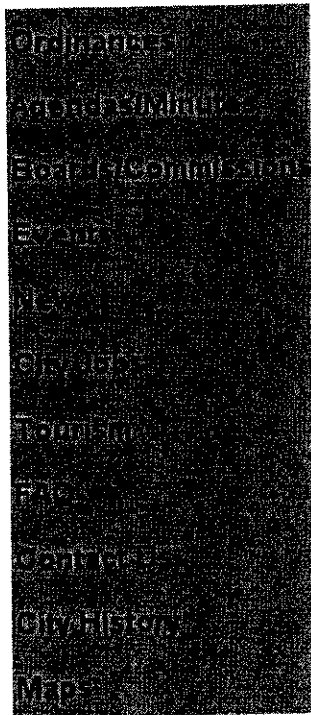


EXHIBIT 3

(Eagle Lake Post Office Information)

ZIP Code Lookup

All ZIP Code™ Results for City/Town

[New Search for ZIP Code >](#)

EAGLE LAKE MN is associated with the following ZIP Code(s):

| ZIP Codes | ZIP Code Status | ZIP Code Type |
|-----------|-----------------------------|-----------------|
| 56024 | <u>ACCEPTABLE (DEFAULT)</u> | <u>STANDARD</u> |

[New Search for ZIP Code >](#)

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Find a residential or business listing nationwide.

[Frequently Asked Questions](#)

Find information on using the ZIP Code™ lookup Feature.

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Standardize your address database or find detailed address information.



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Get delivery information on your package.
▶ Track & Confirm



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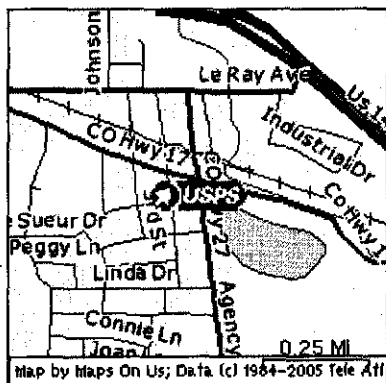
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Post Office Details

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Post Office - Eagle Lake

100 Le Sueur Ave Phone: (507)257-3200
Eagle Lake, MN 56024-7702 Toll-free: (800)275-8777

TTY Service for the hearing impaired only:
1-888-877-7833

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Nearby](#)

Hours:

| Regular Business Hours: | Last Collection: |
|--------------------------------|------------------|
| MO 08:00-11:00AM 12:30-04:00PM | MO 04:10PM |
| TU 08:00-11:00AM 12:30-04:00PM | TU 04:10PM |
| WE 08:00-11:00AM 12:30-04:00PM | WE 04:10PM |
| TH 08:00-11:00AM 12:30-04:00PM | TH 04:10PM |
| FR 08:00-11:00AM 12:30-04:00PM | FR 04:10PM |
| SA 08:30-09:30AM | SA 05:30PM |

Business Types

- Post Offices
- Government Offices & Public Schools
- Government Offices-Federal



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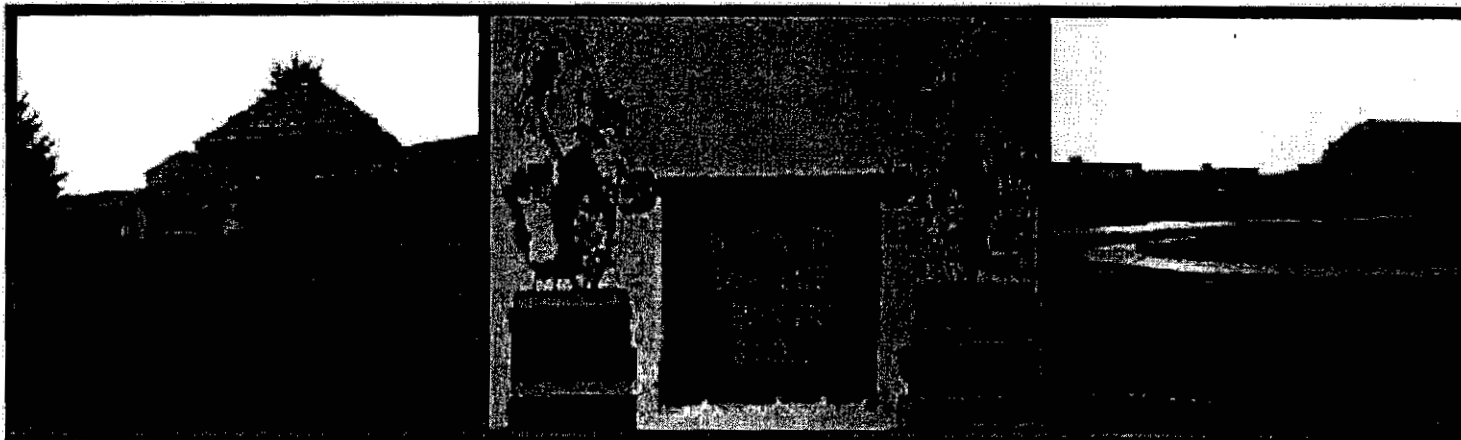
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EXHIBIT 4

(Selected Pages from Eagle Lake Elementary Website)



EAGLE LAKE ELEMENTARY SCHOOL

500 LeSueur Avenue
Eagle Lake, MN 56024
507-257-3530

| | | |
|--|--|---|
| <u>Meet the Principal</u> | <u>ELE Mission Statement</u> | <u>ELE School Song</u> |
| <u>Classroom HomePages</u> | <u>ELE Media Center</u> | <u>District 77 Homepage</u> |
| <u>Eagle Lake Playground</u> | <u>Schedule of Events</u> | <u>Lunch Menu</u> |

<http://www.isd77.k12.mn.us/schools/eagle.html>



Eagle Lake Elementary School is part of the Mankato Area Public Schools.



In our unique community school,
everyone works together to educate all
students, promote life long learners,
and to develop responsible citizens.



We're a Super School!

The words to our school song were written by Mrs. Marilyn Birbeck (a former Eagle Lake Elementary music teacher and assisted by other members of the faculty. It is sung to the tune of "You're a Grand Old Flag"

**We're a super school!
All our kids are so cool,
And we all do the best that we can.
E - A - G - L - E
L - A - K - E
You can tell
We can spell
Eagle Lake.
Rah! Rah!
Back in sixty-four,
When they opened the door,
To the greatest kids of all,
It was certain fate,
That we'd be great!
Give a cheer for our super school!"
Yea!**

If you would like to listen to this song, you can download a copy of it. Mr. Jim Hatleli is playing the guitar while his 1995-96 second graders sing. [Eagle Lake School Song /QT \(162k\)](#) To listen to it you will need to install QuickTime 2.0 or 2.1, into your Macintosh's system folder. Open it with a movie player such as MoviePlayer 2.0, 2.1 or Simple Player.

[Back to the main menu.](#)

EXHIBIT 5
(Eagle Lake Businesses)

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| Your Code Is: |  |
| Enter Your Code Here to View More Results: | |

| All | Company Name | Address | City/State | ZIP | Phone | Linkage | |
|--------------------------|-----------------------------|------------------------|----------------|-------|----------------|---------|------|
| | | | | | | Up | Down |
| <input type="checkbox"/> | A & B TRANSMISSIONS | 60581 211TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3904 | | |
| <input type="checkbox"/> | AIRSOURCE | 100 BLACE AVE | EAGLE LAKE, MN | 56024 | (507) 257-3927 | | |
| <input type="checkbox"/> | AL' KAP DISTRIBUTING INC | 233 ANN DR | EAGLE LAKE, MN | 56024 | (507) 257-3875 | | |
| <input type="checkbox"/> | ALLEN'S PROPERTY MANAGEMENT | 233 JOAN LN | EAGLE LAKE, MN | 56024 | (507) 257-3077 | | |
| <input type="checkbox"/> | ALLIED OVERHEAD DOOR | 100 N AGENCY ST | EAGLE LAKE, MN | 56024 | (507) 625-3639 | | |
| <input type="checkbox"/> | AMERICAN LEGION | 100 N 3RD ST | EAGLE LAKE, MN | 56024 | (507) 257-3130 | ▲ | |
| <input type="checkbox"/> | ARNDT'S STORAGE | 59689 216TH ST | EAGLE LAKE, MN | 56024 | (507) 625-1669 | | |
| <input type="checkbox"/> | BAURE'S SPECIALTY SALES | 404 S AGENCY ST | EAGLE LAKE, MN | 56024 | (507) 257-3458 | | |
| <input type="checkbox"/> | BORNEKE CONSTRUCTION CO INC | 21793 STATE HIGHWAY 60 | EAGLE LAKE, MN | 56024 | (507) 257-3251 | | |
| <input type="checkbox"/> | C B ELECTRIC | 216 S AGENCY ST | EAGLE LAKE, MN | 56024 | (507) 257-3663 | | |
| <input type="checkbox"/> | CASTLE HOMES | 120 LERAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3292 | | |
| <input type="checkbox"/> | CELLULAR ONE | Not Available | EAGLE LAKE, MN | 56024 | (507) 257-3672 | ▲ | |
| <input type="checkbox"/> | CHUCK'S BODY SHOP INC | 800 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 625-2910 | | |
| <input type="checkbox"/> | CHURCH OF CHRIST | 213 LERAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3444 | | |
| <input type="checkbox"/> | CREATIVE LANDSCAPE INC | 60505 216TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3117 | | |
| <input type="checkbox"/> | DIR CONSTRUCTION | 220 LAKEVIEW DR | EAGLE LAKE, MN | 56024 | (507) 257-2032 | | |
| <input type="checkbox"/> | DONE BY MONDAY INTERIORS | 60321 211TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3511 | | |
| | | | EAGLE LAKE, | | (507) 257- | | |

| | | | | | | | |
|--------------------------|------------------------------|-------------------|----------------|-------|----------------|--|--|
| <input type="checkbox"/> | EAGLE LAKE AMOCO | 301 PARKWAY AVE | MN | 56024 | 3217 | | |
| <input type="checkbox"/> | EAGLE LAKE CITY CLERK | 101 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3218 | | |
| <input type="checkbox"/> | EAGLE LAKE ELEMENTARY SCHOOL | 500 LESUEUR AVE | EAGLE LAKE, MN | 56024 | (507) 257-3530 | | |
| <input type="checkbox"/> | EAGLE LAKE FAMILY DENTISTRY | 104 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3800 | | |
| <input type="checkbox"/> | EAGLE LAKE FAMILY DENTISTRY | 104 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3800 | | |
| <input type="checkbox"/> | EAGLE LAKE FAMILY DENTISTRY | 104 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3800 | | |
| <input type="checkbox"/> | EAGLE LAKE FIRE DEPT | Not Available | EAGLE LAKE, MN | 56024 | (507) 000-1111 | | |
| <input type="checkbox"/> | EAGLE LAKE FITNESS CTR | 101 N 3RD ST | EAGLE LAKE, MN | 56024 | (507) 257-3378 | | |

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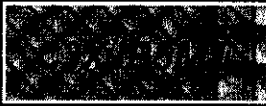
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| Enter Your Code Here to View More Results: | |

| All | Company Name | Address | City/State | ZIP | Phone | Linkage | |
|--------------------------|-------------------------------|----------------------|----------------|-------|----------------|---|------|
| | | | | | | Up | Down |
| <input type="checkbox"/> | EAGLE LAKE REGENCY | 133 COUNTRY MANOR CT | EAGLE LAKE, MN | 56024 | (507) 257-3030 | | |
| <input type="checkbox"/> | EAGLE LAKE TAX SVC | 117 N AGENCY ST | EAGLE LAKE, MN | 56024 | (507) 257-3890 | | |
| <input type="checkbox"/> | EAGLES NEST | 100 N 2ND ST | EAGLE LAKE, MN | 56024 | (507) 257-9996 | | |
| <input type="checkbox"/> | EPIPHANY LUTHERAN CHURCH | 605 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3156 | | |
| <input type="checkbox"/> | EPIPHANY LUTHERAN PRE SCHOOL | 605 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3502 | | |
| <input type="checkbox"/> | FIN TECH | 205 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3005 | | |
| <input type="checkbox"/> | GENE'S REPAIR | 100 INDUSTRIAL DR | EAGLE LAKE, MN | 56024 | (507) 257-3312 | | |
| <input type="checkbox"/> | HEAVEN'S BEST CARPET CLEANING | 621 LINDA DR | EAGLE LAKE, MN | 56024 | (507) 345-9789 |  | |
| <input type="checkbox"/> | HERITAGE IRON WORKS | 105 LAKEVIEW DR | EAGLE LAKE, MN | 56024 | (507) 257-3371 | | |
| <input type="checkbox"/> | HOMSTAR USA REALTY | 213 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-2400 | | |
| <input type="checkbox"/> | HUGHES AUTOMOTIVE | 109 LERAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3730 | | |
| <input type="checkbox"/> | HUGHES MINI STORAGE | 10 INDUSTRIAL DR | EAGLE LAKE, MN | 56024 | (507) 257-3730 | | |
| <input type="checkbox"/> | IT'S ABOUT TIME CLOCK REPAIR | 100 CENTER ST | EAGLE LAKE, MN | 56024 | (507) 257-3536 | | |
| <input type="checkbox"/> | J R BRUENDER CONSTRUCTION INC | 60318 206TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3238 | | |
| <input type="checkbox"/> | JOE'S TILE | Not Available | EAGLE LAKE, MN | 56024 | (507) 340-3294 | | |
| <input type="checkbox"/> | JUDY'S CUTS & CURLS FAMILY | 403 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3840 | | |
| <input type="checkbox"/> | KLEIST DRYWALL | 129 N 2ND ST | EAGLE LAKE, MN | 56024 | (507) 257-3150 | | |
| | | | EAGLE LAKE, | | (507) 345- | | |

| | | | | | | | |
|--------------------------|----------------------------|-----------------|----------------|-------|----------------|--|--|
| <input type="checkbox"/> | LEON'S CUSTOM BACKHOE | 59988 206TH ST | MN | 56024 | 5366 | | |
| <input type="checkbox"/> | MAID IN MINNESOTA | 425 THOMAS DR | EAGLE LAKE, MN | 56024 | (507) 257-3322 | | |
| <input type="checkbox"/> | MC PHERSON CROP MANAGEMENT | 21781 610TH AVE | EAGLE LAKE, MN | 56024 | (507) 257-3478 | | |
| <input type="checkbox"/> | MELCHIOR TREE SVC | 60680 216TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3140 | | |
| <input type="checkbox"/> | MICRO-TRAK SYSTEMS INC | 111 LERAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3600 | | |
| <input type="checkbox"/> | MULTI-FLO | 60318 206TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3238 | | |
| <input type="checkbox"/> | NORTHERN LIGHTS RETAIL INC | 100 S 2ND ST | EAGLE LAKE, MN | 56024 | (507) 257-2085 | | |
| <input type="checkbox"/> | OLSON FAMILY CHIROPRACTIC | 213 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3726 | | |

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| All | Company Name | Address | City/State | ZIP | Phone | Linkage | |
|--------------------------|--------------------------------|-----------------|----------------|-------|----------------|---------|------|
| | | | | | | Up | Down |
| <input type="checkbox"/> | OLSON FAMILY CHIROPRACTIC | 213 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3726 | | |
| <input type="checkbox"/> | PAUL'S PLUMBING & HEATING | 305 BLACE AVE | EAGLE LAKE, MN | 56024 | (507) 257-3812 | | |
| <input type="checkbox"/> | PEOPLES STATE BANK-MADISON LK | 405 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3544 | | |
| <input type="checkbox"/> | PIERCE AUTO SALES | 303 EAGLE AVE | EAGLE LAKE, MN | 56024 | (507) 257-3869 | | |
| <input type="checkbox"/> | PIERCE ENTERPRISES-WHSE | 303 EAGLE AVE | EAGLE LAKE, MN | 56024 | (507) 257-3331 | | |
| <input type="checkbox"/> | PORT-O-STOR | 60318 206TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3238 | | |
| <input type="checkbox"/> | POULSON PHOTOGRAPHY STUDIOS | 112 S AGENCY ST | EAGLE LAKE, MN | 56024 | (507) 257-3186 | | |
| <input type="checkbox"/> | SALEM LUTHERAN CHURCH | 201 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3100 | | |
| <input type="checkbox"/> | SCHNEIDER STORAGE | RR 1 BOX 86A | EAGLE LAKE, MN | 56024 | (507) 257-3062 | | |
| <input type="checkbox"/> | SCHWAB'S PRESSURE WASHING | 533 LESUEUR AVE | EAGLE LAKE, MN | 56024 | (507) 257-3099 | | |
| <input type="checkbox"/> | SHAKLEE DISTRIBUTOR | 100 BLACE AVE | EAGLE LAKE, MN | 56024 | (507) 257-3927 | ▲ | |
| <input type="checkbox"/> | SMOOTH COAT PAINTING | 60600 206TH ST | EAGLE LAKE, MN | 56024 | (507) 257-3540 | | |
| <input type="checkbox"/> | SOUTHERN MINNESOTA AUTO | 20899 610TH AVE | EAGLE LAKE, MN | 56024 | (507) 257-3929 | | |
| <input type="checkbox"/> | TOTES TO GO | PO BOX 78 | EAGLE LAKE, MN | 56024 | (507) 257-3562 | | |
| <input type="checkbox"/> | UNCLE ALBERT'S CAFE & CATERING | 112 CENTER ST | EAGLE LAKE, MN | 56024 | (507) 257-3997 | | |
| <input type="checkbox"/> | US POST OFFICE | 100 LESUEUR AVE | EAGLE LAKE, MN | 56024 | (507) 257-3200 | ▲ | |
| <input type="checkbox"/> | VERN'S REPAIR | 108 LERAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3039 | | |

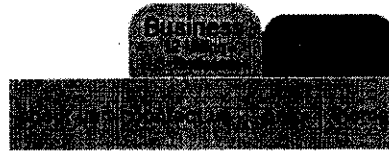
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| All | Company Name | Address | City/State | ZIP | Phone | Linkage | |
|--------------------------|------------------------------|----------------------|----------------|-------|----------------|---------|------|
| | | | | | | Up | Down |
| <input type="checkbox"/> | EAGLE LAKE AMOCO | 301 PARKWAY AVE | EAGLE LAKE, MN | 56024 | (507) 257-3217 | | |
| <input type="checkbox"/> | EAGLE LAKE CITY CLERK | 101 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3218 | | |
| <input type="checkbox"/> | EAGLE LAKE ELEMENTARY SCHOOL | 500 LESUEUR AVE | EAGLE LAKE, MN | 56024 | (507) 257-3530 | | |
| <input type="checkbox"/> | EAGLE LAKE FAMILY DENTISTRY | 104 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3800 | | |
| <input type="checkbox"/> | EAGLE LAKE FAMILY DENTISTRY | 104 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3800 | | |
| <input type="checkbox"/> | EAGLE LAKE FAMILY DENTISTRY | 104 PLAINVIEW AVE | EAGLE LAKE, MN | 56024 | (507) 257-3800 | | |
| <input type="checkbox"/> | EAGLE LAKE FIRE DEPT | Not Available | EAGLE LAKE, MN | 56024 | (507) 000-1111 | | |
| <input type="checkbox"/> | EAGLE LAKE FITNESS CTR | 101 N 3RD ST | EAGLE LAKE, MN | 56024 | (507) 257-3378 | | |
| <input type="checkbox"/> | EAGLE LAKE REGENCY | 133 COUNTRY MANOR CT | EAGLE LAKE, MN | 56024 | (507) 257-3030 | | |
| <input type="checkbox"/> | EAGLE LAKE TAX SVC | 117 N AGENCY ST | EAGLE LAKE, MN | 56024 | (507) 257-3890 | | |

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|-----------|--|--------|---------|---------|--------|--|---|
| | Issue Age | 30 | | 40 | | | |
| | | Male | Female | Male | Female | | |
| \$100,000 | \$7.09 | \$6.56 | \$8.40 | \$7.79 | | | |
| \$250,000 | \$10.28 | \$9.19 | \$13.12 | \$11.81 | | | |

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Search by Category or Business Name (e.g. Hotel or Holiday Inn)

Location: ★ Eagle Lake, MN

[Top](#) > [Entertainment and Arts](#) > [Bars, Pubs, and Clubs](#) > [Private Clubs](#)

American Legion

Address: 100 N 3rd St, Eagle Lake, MN 56024
Phone: (507) 257-3130

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This listing appears in:

• [Bars, Pubs, and Clubs](#) > [Private Clubs](#)

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• [Clubs](#)
• [Non-Profit Organizations](#)

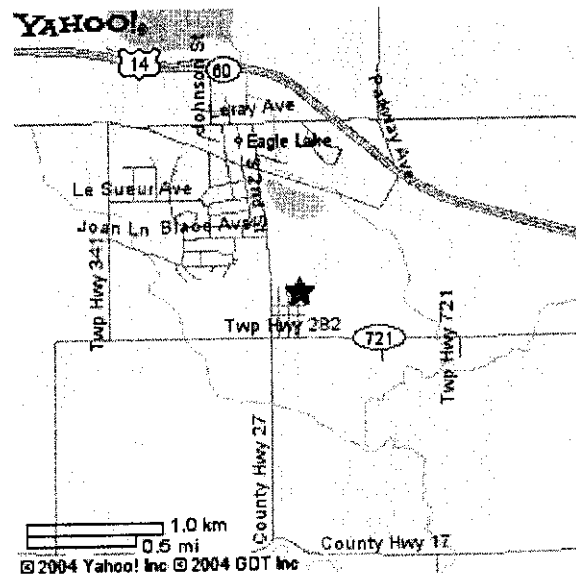
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[American Legion in Eagle Lake, MN](#)

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100 N 3rd St,
Eagle Lake, MN 56024

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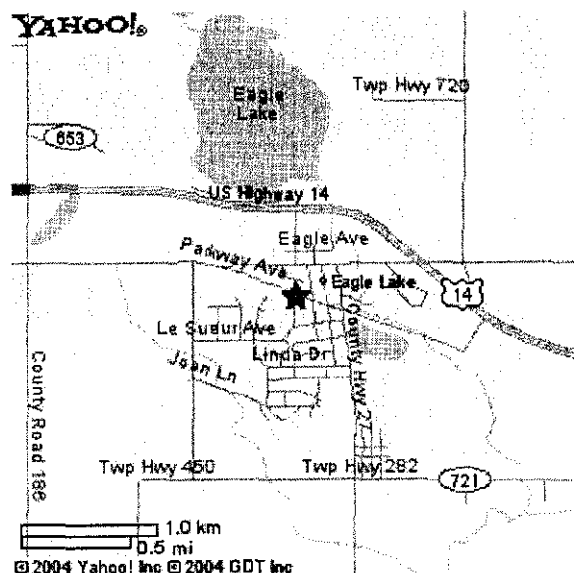
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ID#: 24945582

EXHIBIT 6

(Technical Exhibit)

TECHNICAL EXHIBIT

PETITION FOR RULE MAKING TO AMEND THE FM TABLE OF ALLOTMENTS

Vernon Center, Minnesota
Eagle Lake, Minnesota

Technical Narrative

This technical narrative and accompanying figures have been prepared by Radioactive, LLC ("Radioactive"), in support of a Petition for Rule Making to amend 47 C.F. R. Section 73.202(b) to reallocate channel 231A at Vernon Center, Minnesota, to channel 231A at Eagle Lake, Minnesota. This allotment was awarded to Radioactive in FCC Auction No. 37. On March 9, 2005, Radioactive was granted a construction permit for a new FM facility on this allotment, FCC File No. BNPH-20050103ACJ. This permit has not been constructed; consequently, no loss of service is involved.

The requested change to Eagle Lake is mutually exclusive with the current Vernon Center allotment.

The following is a summary of the merits of this reallocation proposal:

- Eagle Lake, Minnesota, an incorporated community with a 2000 Census population of 1,787, will be provided with its first local aural transmission service.
- Vernon Center, an incorporated community with a 2000 Census population of 359, is, and will continue to be served by 13 FM and 15 AM aural reception services.
- The proposed channel 231A allotment at Eagle Lake, Minnesota, satisfies the Commission's allocations spacing rules for a fully-spaced, full 6-kilowatt Class A facility.¹
- The 60 dBu coverage area from the proposed allocation site for channel 231A at Eagle Lake, Minnesota, encompasses 93,456 persons.

If channel 231A is reallocated from Vernon Center, Minnesota, to channel 231A at Eagle Lake, Minnesota, Petitioner will apply for a construction permit for channel 231A at Eagle Lake, Minnesota, and will build a facility to serve Eagle Lake, Minnesota, in full compliance with all pertinent FCC rules and regulations.

¹ The proposed allotment reference coordinates are 44-12-29 Latitude North, by 93-55-00 Longitude West (NAD 27).

Table of Figures Accompanying this Exhibit

| | |
|----------|---|
| Figure 1 | Allocations Spacing Study for Channel 231A at Eagle Lake, Minnesota |
| Figure 2 | Service Area Map Showing Community of License Coverage |
| Figure 3 | Map Showing Coverage of Mankato Urbanized Area From a Hypothetical Operation of Channel 231A at Vernon Center, Minnesota. |
| Figure 4 | Allocations Spacing Study for the Coordinates Used to Create Figure 3. |
| Figure 5 | Map of FM Services to Vernon Center, Minnesota |
| Figure 6 | Map of AM Services to Vernon Center, Minnesota |

Proposed Change in the FM Table of Allotments

Vernon Center and Eagle Lake are both located in Blue Earth County, Minnesota, with a 2000 Census county population of 55,941. Vernon Center has a 2000 Census population of 359 persons. Eagle Lake has a 2000 Census population of 1,787 persons.

Neither Vernon Center nor Eagle Lake are currently served by a local AM or FM transmission service. Petitioner's proposal would bring a first local transmission service to Eagle Lake.

Accordingly, Petitioner requests modification of the FM Table of Allotments as follows:

| <u>Community</u> | <u>Present</u> | <u>Proposed</u> |
|-------------------|----------------|-----------------|
| Vernon Center, MN | 231A | -- |
| Eagle Lake, MN | -- | 231A |

Compliance With FCC Rules

The attached Figure 1 is a tabulation of required separations pertinent to use of channel 231A at Eagle Lake, Minnesota. The allotment reference site (44-12-29 NL by 93-55-00 WL) complies with the Commission's minimum distance separations contained in Section 73.207 of the FCC's rules to all existing, authorized and proposed stations and allotments for a full 6-kW Class A allotment, except for the existing channel 231A allotment at Vernon Center, Minnesota, for which this proposal is a mutually exclusive substitute.

Operation from the channel 231A reference site will provide the requisite city grade (70 dBu) signal to all of Eagle Lake.²

The proposed allocation of channel 231A to Eagle Lake, Minnesota, would provide 70 dBu coverage of most or all of the Urbanized Area of Mankato, Minnesota. However, the present allocation of channel 231A to Vernon Center, Minnesota, could be constructed at a fully-spaced location such that more than 50% of the Urbanized Area of Mankato, Minnesota, would be inside the station's 70 dBu contour. As an example, Figure 3 is a map drawn from the hypothetical operation of a Vernon Center station on channel 231A at the coordinates 44-05-41 NL 94-08-40 WL with maximum Class A facilities of 6 kW and 100 m HAAT. The resultant 70 dBu F (50, 50) contour encompasses most of the City of Mankato and substantially all of Vernon Center. Figure 4 is a spacing study at the coordinates used to prepare Figure 3. It shows that the coordinates for such a Vernon Center station are fully spaced for channel 231A, except

² Figure 2 is a map which depicts the community grade coverage (70 dBu) contour based on full Class A facilities (6-kW ERP at an HAAT of 100 meters) at the proposed allotment site. As shown, all (100%) of Eagle Lake is located within the 70 dBu contour.

for a “used” allocation to KIAI Mason City, Iowa (which have been superseded by the licensed operation of KIAI, to which the hypothetical coordinates are fully-spaced) and the current allocation and construction permit for channel 231A at Vernon Center (which would be mutually exclusive with the hypothetical coordinates).

Coverage Contours

The predicted coverage contours were calculated in accordance with the provisions of 47 C.F.R. Section 73.313, except that, in accordance with current FCC practice, uniform terrain was assumed in all directions.

Population and Area

The population within the FM primary service contour (1 mV/m) was calculated using a computer program that utilizes the 2000 U.S. Census database of “population centroids.” The program adds the populations of those U.S. Census designated areas whose centroid lies within each service area.

Conclusion

Channel 231A can be reallocated from Vernon Center, Minnesota, to channel 231A at Eagle Lake, Minnesota, in compliance with all applicable Commission rules. The community of Eagle Lake, Minnesota, will be provided with a first local aural transmission service, and the community of Vernon Center, Minnesota will continue to be served by numerous AM and FM stations. The allotment of channel 231A to Eagle Lake, Minnesota, will serve 93,456 persons within the 60 dBu service contour. No underserved areas will be created as a result of this proposal.³ Therefore, Petitioner requests the reallocation of channel 231A from Vernon Center, Minnesota, to channel 231A at Eagle Lake, Minnesota.

Respectfully submitted,

Radioactive LLC
1717 Dixie Highway
Suite 650
Ft. Wright, KY 41011
(859) 331-9100

April 4, 2005

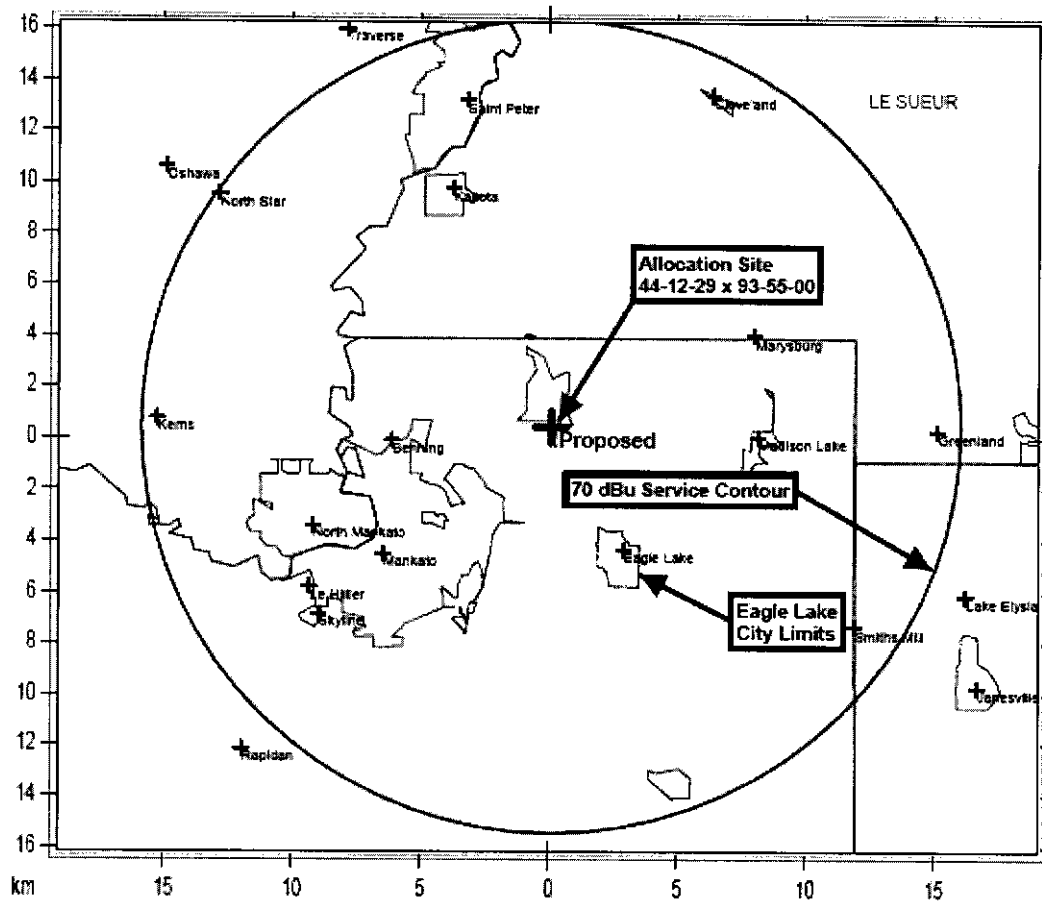
³ Defined as an area receiving service from less than five aural broadcast services. In the case of this proposal, Vernon Center, Minnesota, will continue to receive aural reception service from 13 FM and 15 AM stations.

Figure 1

Allocations Spacing Study for Channel 231A at Eagle Lake

| Call sign | State | City | Freq | Channel | ERP_w | Class | Status | Distance_km | Sep | Clr |
|-----------|-------|---------------|------|---------|--------|-------|--------|-------------|-----|-------|
| NEW | MN | VERNON CENTER | 94.1 | 231 | 0 | A | APP | 22.45 | 115 | -92.6 |
| NEW | MN | VERNON CENTER | 94.1 | 231 | 2200 | A | CP | 27.67 | 115 | -87.3 |
| | MN | VERNON CENTER | 94.1 | 231 | 0 | A | APP | 33.84 | 115 | -81.2 |
| KIAI | IA | MASON CITY | 93.9 | 230 | 0 | C1 | USE | 129.74 | 133 | -3.3 |
| KIAI | IA | MASON CITY | 93.9 | 230 | 100000 | C1 | LIC | 132.97 | 133 | 0 |
| KKLN | MN | ATWATER | 94.1 | 231 | 6000 | A | LIC | 116.93 | 115 | 1.9 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 40000 | C | LIC | 99.51 | 95 | 4.5 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 37000 | C | LIC | 99.51 | 95 | 4.5 |
| KKLN | MN | ATWATER | 94.1 | 231 | 0 | A | USE | 120.24 | 115 | 5.2 |
| WIAL | WI | EAU CLAIRE | 94.1 | 231 | 0 | C1 | USE | 208.19 | 200 | 8.2 |
| WIAL | WI | EAU CLAIRE | 94.1 | 231 | 84000 | C1 | LIC | 208.19 | 200 | 8.2 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 0 | C | USE | 106.14 | 95 | 11.1 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 100000 | C | LIC | 113.5 | 95 | 18.5 |
| KSTP-FM | MN | ST. PAUL | 94.5 | 233 | 95000 | C | LIC | 113.22 | 95 | 18.2 |
| KSTP-FM | MN | ST. PAUL | 94.5 | 233 | 0 | C | USE | 113.22 | 95 | 18.2 |
| KDOM-FM | MN | WINDOM | 94.3 | 232 | 0 | A | USE | 107.53 | 72 | 35.5 |
| KDOM-FM | MN | WINDOM | 94.3 | 232 | 5700 | A | LIC | 107.59 | 72 | 35.6 |

Service Area Map Showing Community of License Coverage



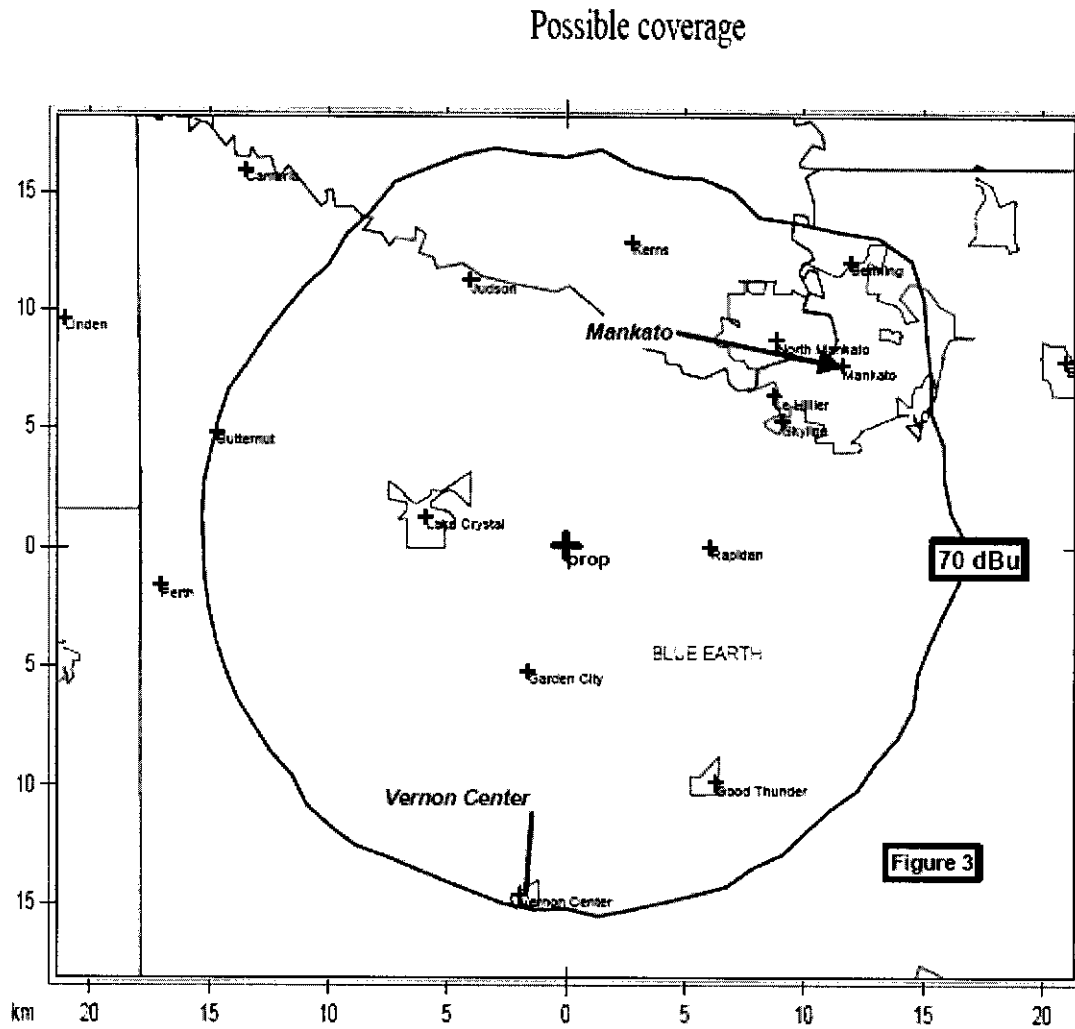
Radioactive, LLC, Channel 231A at Eagle Lake, MN

County Borders State Borders City Borders

Map Scale: 1:259982 1 cm = 2.60 km V/H Size: 32.44 x 38.14 km

Radioactive, LLC, 3/05

Figure 3
Map Showing Coverage of Mankato From a Hypothetical Operation of CH 231A at
Vernon Center.



County Borders State Borders City Borders

Map Scale: 1:280275 1 cm = 2.80 km V/H Size: 36.29 x 42.68 km

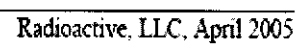
Radioactive, LLC

Figure 4

Allocations Spacing Study for the Coordinates Used to Create Figure 3

| Call sign | State | City | Freq | Channel | ERP_w | Class | Status | Distance_km | Sep | Clr |
|-----------|-------|---------------|------|---------|--------|-------|--------|-------------|-----|--------|
| | MN | VERNON CENTER | 94.1 | 231 | 0 | A | APP | 0.46 | 115 | -114.5 |
| | MN | VERNON CENTER | 94.1 | 231 | 0 | A | APP | 11.79 | 115 | -103.2 |
| KIAI | IA | MASON CITY | 93.9 | 230 | 0 | C1 | USE | 127.92 | 133 | -5.1 |
| KIAI | IA | MASON CITY | 93.9 | 230 | 100000 | C1 | LIC | 133.01 | 133 | 0 |
| KKLN | MN | ATWATER | 94.1 | 231 | 6000 | A | LIC | 119.08 | 115 | 4.1 |
| KKLN | MN | ATWATER | 94.1 | 231 | 0 | A | USE | 121.98 | 115 | 7 |
| | IA | EMMETSBURG | 94.1 | 231 | 0 | A | ADD | 125.93 | 115 | 10.9 |
| KDOM-FM | MN | WINDOM | 94.3 | 232 | 5700 | A | LIC | 86.45 | 72 | 14.5 |
| KDOM-FM | MN | WINDOM | 94.3 | 232 | 0 | A | USE | 86.39 | 72 | 14.4 |
| K232BC | MN | MANKATO | 94.3 | 232 | 250 | D | CP | 16.63 | 0 | 16.6 |
| K232BC | MN | MANKATO | 94.3 | 232 | 45 | D | LIC | 16.63 | 0 | 16.6 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 37000 | C | LIC | 120 | 95 | 25 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 40000 | C | LIC | 120 | 95 | 25 |
| WIAL | WI | EAU CLAIRE | 94.1 | 231 | 84000 | C1 | LIC | 229.72 | 200 | 29.7 |
| WIAL | WI | EAU CLAIRE | 94.1 | 231 | 0 | C1 | USE | 229.72 | 200 | 29.7 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 0 | C | USE | 126.81 | 95 | 31.8 |
| K231AC | MN | NEW ULM | 94.1 | 231 | 70 | D | LIC | 35.33 | 0 | 35.3 |
| KSTP-FM | MN | ST. PAUL | 94.5 | 233 | 95000 | C | LIC | 133.93 | 95 | 38.9 |
| KSTP-FM | MN | ST. PAUL | 94.5 | 233 | 0 | C | USE | 133.93 | 95 | 38.9 |
| KXXR | MN | MINNEAPOLIS | 93.7 | 229 | 100000 | C | LIC | 134.29 | 95 | 39.3 |

Map of FM Services to Vernon Center, MN



Map of AM Services to Vernon Center, MN

AM Services to Vernon Center, MN



Map Scale: 1:1238862 1 cm = 12.39 km V/H Size: 161.41 x 189.81 km

Radioactive, LLC, April, 2005